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9 **Joseph DLR Gonzales**

FILED
Clerk
District Court

AUG 15 2007

For The Northern Mariana Islands
By _____
(Deputy Clerk)

10 **IN THE SUPERIOR COURT**
11 **FOR THE**
12 **COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS**

13 **JOSEPH DLR GONZALES,**

14 **Plaintiff,**

15 **vs.**

16 **ROBERT MARC WEINBERG,**

17 **Defendant.**

) CIVIL CASE NO. 07- 00 26

) COMPLAINT AND DEMAND
) FOR JURY TRIAL

18 **COMES NOW Joseph DLR Gonzales, by and through counsel, and for his Complaint**
19 **states and alleges as follows:**

20 **JURISDICTION AND PARTIES**

21
22
23 1. This Court has jurisdiction over this matter pursuant to the provisions of the
24 Constitution and laws of the Commonwealth of the Northern Marianas Islands ("CNMI"),
25 including the Judicial Reorganization Act of 1989 as amended.

26
27 2. Plaintiff Joseph DLR Gonzales ("Mr. Gonzales") is a citizen of the United States
28 of America residing in the Commonwealth of the Northern Mariana Islands.

1 8. The force of the impact caused the car Mr. Gonzales was driving to spin around
2 and face south and resulted in the car being severely damaged. An ambulance was called and
3 Mr. Gonzales was taken to the Commonwealth Health Center where he was treated.
4

5 9. Mr. Weinberg, with deliberate disregard and reckless indifference to the safety of
6 others, recklessly, grossly, negligently and carelessly operated his car and failed to keep a proper
7 look out for other users of the road including Mr. Gonzales, all in violation of the CNMI's
8 vehicular laws, so that his vehicle collided with Mr. Gonzales' vehicle, proximately causing the
9 Mr. Gonzales' injuries and damages complained of herein (the "accident").
10

11
12 10. At all times herein mentioned, Mr. Gonzales exercised all due care and caution
13 for his safety and the safety of others.
14

15 CAUSES OF ACTION
16 FIRST CLAIM FOR RELIEF: NEGLIGENCE
17

18 11. Plaintiffs re-allege and incorporate herein in paragraphs 1 through 10.
19

20 12. As a proximate result of the deliberate disregard of and reckless indifference to
21 the safety of others and gross negligence of Mr. Weinberg and his failure to comply with the
22 CNMI traffic rules, including failing to keep a proper look-out, Mr. Gonzales suffered physical
23 injuries requiring the services of physicians, nurses, and other medical and rehabilitative
24 personnel, all to his damage in an amount to be proven at trial. At the time of the filing of this
25 Complaint, Mr. Gonzales continues to suffer from pain as a result of the accident, and his
26 damages continue to accrue in amounts to be proven at trial.
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